

## WILL - SAMPLE ONLY

This is the Will dated 31 October 1997 me JOHN FRANCIS SMITH of 34 Yellowbrick Road, Disneyland, Victoria, Dance Instructor.

1. I revoke all previous testamentary dispositions.
2. If my wife ELIZABETH ANNE SMITH ("my wife") survives me by thirty days I give all my property to her and I appoint her my executrix.
3. If my wife fails to survive me by thirty days, I appoint my brother-in-law GEOFFREY IAN BROWN and his wife MARION JOAN BROWN guardians of my children.
4. If my wife fails to survive me by thirty days, I appoint my brother-in-law GEOFFREY IAN BROWN and his wife MARION JOAN BROWN executors of this will and trustees of my estate ("my trustees") and I give all my property to them upon trust for those of my children who survive me and live to attain the age of eighteen years and, if more than one, in equal shares.
5. If any of my children die before me (or survive me but die before attaining the age of eighteen years) leaving children surviving them (or born after their death) who also survive me, then those children shall take (equally if more than one) the shares which their parents would otherwise have taken.
6. I give my trustees the discretion and power to apply for the benefit of any minor or contingent beneficiary part or all of the share in my estate to which that beneficiary is (or may possibly become) entitled.
7. I give my trustees the widest possible investment powers so that they may invest and change investments freely as if they were beneficial owners. These powers are not to be restricted and include powers:-
  - (i) to invest in contributory mortgages or other contributory investments necessarily involving the mixing of trust funds with funds supplied from other sources;

- (ii) to sell, buy, lease, mortgage or otherwise deal with property; and
- (iii) to invest in unsecured interest-free loans or other assets that produce no income including letting or purchasing properties for use and occupation by one or more beneficiaries.

8. I give my trustees the discretion and power to appropriate any part of my property in its actual condition or state of investment to satisfy (in part or whole) any beneficiary's share in my estate.

**SIGNED** by said **JOHN FRANCIS SMITH** )  
 in our presence and attested by us )  
 in the presence of him and each other )



Signature of witness: *G. Jones*  
 Full name of first witness (Print): *GEORGE ALFRED JONES*  
 Residential address (Print): *36 YELLOWBRICK ROAD, DISNEYLAND, VICTORIA*  
 Occupation (Print): *PENSIONER*  
 Signature of second witness: *Pam Jones*  
 Full name of second witness (Print): *PAMELA ANNE JONES*  
 Residential address (Print): *36 YELLOWBRICK ROAD, DISNEYLAND, VICTORIA*  
 Occupation (Print): *HOME DUTIES*